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Based on Form PTO/SB/51 (Rev. 08/07); Modified for P&G Use 08/07

Approved for use through 08/31/2007. OMB 0651-0033

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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REISSUE APPLICATION DECLARATION BY THE INVENTOR

Docket Number: 8796E

I hereby declare that:

Each inventor's residence, mailing address and citizenship are stated below next to their name.

I believe the inventors named below to be the original and first inventor(s) of the subject matter which is described and claimed in patent number 6,648,866, granted 11-18-2003 and for which a reissue patent is sought on the invention entitled Absorbent Article Fastening Device,

the specification of which

is attached hereto.

was filed on 04/21/2004 as reissue application number 10/829,482 and was amended on 04/21/2004 (if applicable).

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below:

by reason of the patentee claiming more or less than he had the right to claim in the patent.

At least one error upon which reissue is based is described below. If the reissue is a broadening reissue, such must be stated with an explanation as to the nature of the broadening:

Specifically, and as an example of one or more errors being relied upon as the basis for reissue, the '866 patent fails to include a claim depending from claim 14, wherein "the first tab and the second fastening member are prefastened by a mechanical bond" as now recited by new claim 18. Additionally, the '866 patent fails to include a claim depending from claim 14, wherein "the first fastening member is directly joined to the first waist region" as now recited by new claim 19. Accordingly, claims 18 and 19 are narrower than original claim 14.

[Attach additional sheets, if needed]

[Page 1 of 3]

This collection of information is required by 37 CFR 1.175. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 37 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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REISSUE APPLICATION DECLARATION BY THE INVENTOR, page 2

Docket Number: 8796E

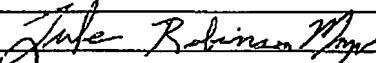
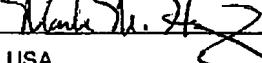
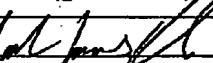
In addition, and as an another specific example of one or more additional errors being relied upon as the basis for reissue, the '866 patent fails to include a claim which omits the limitation of originally issued claim 12 calling for the "releasable tab to tab bond" to be between the first tab "outer surface" and the second tab "inner surface" but which otherwise tracks the limitations of issued claim 12, as is now set forth in new, broadened, claim 20. Further, and without wishing to be bound by the following as describing the sole broadening aspects of the new claims 21-48, and as an example of one or more additional errors being relied upon as the basis for reissue, the '866 patent fails to include one or more claims that are broader in some respects and possibly narrower in others relative to the original claims in regard to the recited fastening device and various elements related thereto.

[Page 2 of 3]

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REISSUE APPLICATION DECLARATION BY THE INVENTOR, page 3		Docket Number: 8798E	
All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant.			
<p>Note: To appoint a power of attorney, use form PTO/SB/81.</p> <p>Correspondence Address: Direct all communications about the application to:</p> <p><input checked="" type="checkbox"/> Practitioners associated with Customer Number 27752</p>			
<p>I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.</p>			
<p>Full name of sole or first Inventor (given name, family name) Luke Robinson Magee</p>			
Inventor's signature		Date	30 - Aug - 2007
Residence	USA	Citizenship	USA
Mailing Address	6119 Fairway Drive Apt. B, Cincinnati, Ohio 45212		
<p>Full name of second joint Inventor (given name, family name) Mark Mason Hargett</p>			
Inventor's signature		Date	29 - Aug - 2007
Residence	USA	Citizenship	USA
Mailing Address	8145 Bruce Hills Drive, West Chester, Ohio 45069		
<p>Full name of third joint Inventor (given name, family name) Mark James Kline</p>			
Inventor's signature		Date	28 - Aug - 2007
Residence	USA	Citizenship	USA
Mailing Address	6318 Alert New London Road, Okeana, Ohio 45053		

Reissue Application Declaration by the Inventor.doc

[Page 3 of 3]